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W. L. Johnson
12/18/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Technology Center 2400

In re application of: Schwab et al

Serial No.: 08/822,397

Group No.: 2611

Filed: March 20, 1997

Examiner: R. Brown

For: VIDEO INPUT SWITCHING AND SIGNAL PROCESSING APPARATUS

AFFIDAVIT OF JOHN G. POSA UNDER 37 CFR §1.131

I, John G. Posa, make the following statements from my own personal knowledge and experience, under penalty of perjury:

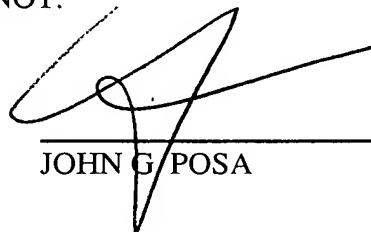
1. I am a co-inventor of the subject matter claimed in U.S. Patent Application Serial No. 08/822,397, filed March 20, 1997. I am also a patent attorney, Registration No. 37,424, and am responsible for the prosecution of this application. The named inventor is Barry H. Schwab.

2. Certain claims of the application are currently rejected under 35 U.S.C. §102(e) over U.S. Patent No. 5,883,677 to Hofmann, having an earliest priority date of March 13, 1995.

3. Mr. Schwab and I conceived of the subject matter claimed in the instant application prior to this date and, from the date of conception, diligently reduced the invention to practice, culminating with the filing of a U.S. patent application, Serial No. 08/488,691 on June 8, 1995.

4. Submitted herewith is a redacted photocopy of a facsimile from Mr. Schwab to myself dated in 1994, several months prior to the filing date of the Hofmann patent. This attached facsimile was sent to the undersigned to embellish other textual material previously received, and was followed by numerous interactions between Mr. Schwab and myself to perfect the subject matter now claimed prior to our June 8, 1995 filing date.

FURTHER AFFIANT SAYETH NOT.


JOHN G. POSA

Date: Dec. 2, 2002

GIFFORD, KRASS, GROH, SPRINKLE, ANDERSON & CITKOWSKI, P.C. 280 N. OLD WOODWARD AVENUE, STE. 400, BIRMINGHAM, MICHIGAN 48009-5394 (248) 647-6000